

11-15-04

AF/1615#

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Date of Deposit: November 12, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: GARY L. SHANKLIN ET AL.

Appln. No.: 09/753,136

Filed: December 29, 2000

For: ANTI-VIRAL LOTION, TISSUE, AND
METHODS FOR MAKING AND USING
THE SAME

Examiner: Sharon L. Howard

Art Unit: 1615

Attorney Docket No: 659/764

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Transmittal (in dup.), Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences (in dup.), and Petition for Extension of Time - 3 Months (in dup.).
- ☒ Return Receipt Postcard

Fee calculation:

- ☐ No additional fee is required.
- ☐ Small Entity.
- ☒ An extension fee in an amount of \$980 for a 3-month extension of time under 37 C.F.R. § 1.136(a).
- ☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(_____).
- ☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$9=			x \$18=	
Indep.		Minus			x 44=			x \$88=	
First Presentation of Multiple Dep. Claim					+\$150=			+\$300=	
					Total	\$		Total	\$

Fee payment:

- ☒ A check in the amount of \$980 is enclosed.
- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
- ☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

11-12-04
Date
Jonathan P. Taylor, Ph.D. (Reg. No. 48,338)



Express Mail" mailing label number: EY340929004US

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Case No. 659/764

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

GARYL L. SHANKLIN ET AL.

Serial No.: 09/753,136

Examiner: Sharon L. Howard

Filed: December 29, 2000

Group Art Unit: 1615

For: ANTI-VIRAL LOTION TISSUE,
AND METHODS FOR MAKING
AND USING THE SAME

**NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated May 17, 2004 of the Examiner finally rejecting Claims 1-7, 10-20, 25-30.

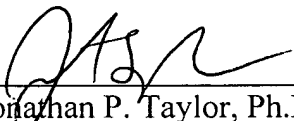
The item(s) checked below are appropriate:

1. ☒ An extension of time to respond to the final rejection was filed on the same date for 3 month(s).
2. ☐ A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.
3. ☐ Fee \$340.00 Other than a Small Entity
- ☐ Enclosed
- ☒ Not required (Fee paid in prior appeal)

- ☐ Charge to Deposit Account No. 23-1925 (One additional copy of this Notice enclosed herewith)
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
4. ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Dated: November 12, 2004


Jonathan P. Taylor, Ph.D.
Registration No. 48,338
Agent for Applicant

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